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8
9 IN THE UNITED STATES DISTRICT COURT
10 FOR THE NORTHERN DISTRICT OF CALIFORNIA

11 ASHLEY PARHAM, *et al.*,

12 Plaintiffs,

13 v.

14 SHAWN COMBS, *et al.*,

15 Defendants.
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Case No. 3:24-cv-07191-RFL

**DREW DESBORDES'
RESPONSE TO PLAINTIFFS'
FORMER COUNSEL'S MOTION
FOR LEAVE TO FILE A
MOTION FOR
RECONSIDERATION**

1 **RESPONSE FOR LEAVE TO FILE MOTION FOR RECONSIDERATION**

2 This case is, and always has been, a fraud on this Court. Ariel Mitchell has
 3 repeatedly lied to this tribunal, and others. She is currently the subject of a pending
 4 Florida Bar disciplinary action. *See* October 6 Jablon Decl., Ex. B, Dkt. 68-1
 5 (attaching disciplinary complaint for violations of Florida Bar Rules 4-4.1
 6 (Transactions with Persons Other than Clients; Truthfulness in Statements to Others)
 7 and 4-8.4(c) (Dishonesty, Fraud, Deceit or Misrepresentation)). Her alleged
 8 misconduct in that action involved telling a witness that she would pay them for their
 9 testimony if they corroborated sexual assault allegations against a celebrity. *See id.*
 10 at ¶ 8. The Florida Bar noted that Ms. Mitchell then misrepresented the status of the
 11 Bar’s investigation to both the media and the court. *Id.* at ¶¶ 14, 16-17, 21. The
 12 Florida Bar further alleges that Ms. Mitchell’s response to a sanctions motion
 13 regarding the alleged witness tampering improperly attacked the witnesses’
 14 credibility by falsely claiming that the witness was intoxicated. *Id.* ¶ 25.

15 Now, Ariel Mitchel and Shawn Perez seek leave to ask the Court
 16 reconsideration of the Court’s grant of their own request to withdraw from the case.
 17 There are no grounds for Ms. Mitchell and Mr. Perez’s filing anything in this case
 18 nor any basis for reconsideration of the Court’s prior Order.

19 This case involves demonstrably false allegations of a horrific nature, levied
 20 by Ariel Mitchell, and her co-counsel Shawn Perez, against well-known celebrities
 21 that have absolutely no relationship to the Plaintiff.

22 Ariel Mitchell and Shawn Perez **knew of the false nature of these allegations**
 23 **at the inception of this case.** In fact, Plaintiff Ashley Parham’s sworn testimony
 24 regarding the alleged incident at issue has been available in the public record **for**
 25 **years.** *See* Dkt. 38-1, Grossman Decl. ¶ 2 Ex. 12. Ms. Parham met a man named
 26 Shane Pearce, started a romantic relationship with him, then claimed that he and an
 27 unidentified “twin” assaulted her in 2018 after she went to Mr. Pearce’s Orinda,
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1 California home one night at approximately 3 a.m. *Id.* at 12. Several months later,
 2 Mr. Pearce filed a request for a restraining order against Ms. Parham, and Ms. Parham
 3 responded by attaching dozens of messages, emails, and a police report in which she
 4 described her relationship with Mr. Pearce, and claimed that his unidentified “twin”
 5 had assaulted her. *Id.* at 15-43.

6 In 2025, seven years later, and ignoring this clear and pre-existing evidence,
 7 Ariel Mitchell and Shawn Perez filed a salacious, and obviously false, lawsuit against
 8 more than half a dozen defendants. In their lawsuit, these attorneys did not disclose
 9 to the Court that Ms. Parham had previously made statements, under oath, that
 10 contradict the fantastical allegations levied against the current defendants. *See id.* at
 11 7-14. Instead, Ms. Mitchell and Mr. Perez claimed that a host of attackers, including
 12 the famous football player, Odell Beckham, Jr., the well-known comedian and
 13 influencer Drew (“Druski”) Desbordes, Shawn Combs, and one of his associates, a
 14 woman named Jaguar Wright, all traveled to Orinda, California and assaulted Ms.
 15 Parham. *See generally* Dkt. 18 (“FAC”).

16 The FAC contains bizarre and inherently-incredible allegations regarding
 17 chaos, stabbing and gunfire in the sleepy town of Orinda. In the FAC, Ariel Mitchell
 18 and Shawn Perez alleged that a police report was filed, but that they were unable to
 19 locate it. FAC ¶ 158. This was false. The police report from the night in question
 20 was always readily available, as were Ashley Parham’s prior statements under oath
 21 about her relationship with Shane Pearce and the night in question.

22 Following their filing of these false claims, Ariel Mitchell and Shawn Perez
 23 received multiple Rule 11 letters, from multiple defendants, telling them that there
 24 was no basis for their claims, and that each responding defendant would be seeking
 25 their fees if they needed to apply to the Court to dismiss this frivolous lawsuit. Ariel
 26 Mitchell failed to address any of these letters and communications, instead
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1 responding unprofessionally and dismissively by stating “Namaste” to each of the
2 defendants’ attorneys’ Rule 11 letters. *See, e.g.*, Dkt. 16, Ex. B.

3 This lawsuit was obviously fraudulent, and was filed as a vehicle to garner
4 additional press exposure for Ariel Mitchell.¹ She sought interviews with the press,
5 just as she had spoken to TMZ in connection with the Florida matter that is the subject
6 of her pending disciplinary proceeding. *See* Dkt. 68-1 Ex. B ¶ 16.

7 In addition to the fact that this lawsuit was contradicted by the Plaintiff’s own
8 sworn testimony from seven years ago – **several defendants have now submitted**
9 **sworn testimony – and admissible evidence – demonstrating that they were**
10 **nowhere near Orinda on the night in question.**

11 Defendant Jaguar Wright submitted a declaration to the Court explaining that
12 she was in jail – in Illinois – at the time of the false events described in the FAC. *See*
13 Dkt. 62. Further, Odell Beckham filed a motion for sanctions explaining that he was
14 in Los Angeles at all relevant times, and he supplied sworn testimony and exhibits
15 demonstrating his lack of connection to the fabricated events discussed in this action.
16 *See* Dkt. 56-57. Defendant Drew Desbordes (pka “Druski”) also filed a Rule 11
17 Motion. *See* Dkt. 38. Druski was only 23-years old and was not a celebrity at the
18 time of the events in question – a fact that Ariel Mitchell and Shawn Perez failed to
19 grasp when they filed this action. *See* Dkt. 38, Desbordes Decl. ¶ 4. Mr. Desbordes,
20 like all of the defendants not named Shane Pearce, never met Ashley Parham, and
21 was nowhere near Orinda on the date of the alleged assault by Mr. Pearce and his
22 “twin.” *Id.* at ¶¶ 2-3. Mr. Desbordes, instead, was living with his mother in Georgia.
23 *Id.* ¶ 4. He submitted his **employment records** showing the restaurants he was
24 employed by during the month in question, he submitted his **bank records**, showing

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26 ¹ This is undeniable considering that Ariel Mitchell and Shawn Perez **never made**
27 **any attempt to serve any of the named defendants.** This case has been pending
28 for a year, and in spite of the Court issuing multiple orders demanding that Mitchell
and Perez serve the defendants, *see* Dkts. 15, 17, 55, not a single proof of service
has ever been filed.

1 the transactions – in Georgia – that he made during that month, he submitted **photos**
 2 **showing his activities** during that time period, and he also submitted his **phone**
 3 **records**, showing his calls made – and the location they were made in, at the time.
 4 See Dkts. 38-3 to 38-13.

5 This was an entirely unnecessary amount of evidence – because the FAC’s
 6 allegations were false from the beginning, as demonstrated by Ms. Parham’s prior
 7 sworn testimony. Nevertheless, Mr. Desbordes, like Mr. Beckham, was required to
 8 retain counsel, was required to draft and send a Rule 11 letter to Ariel Mitchell and
 9 Shawn Perez, and after they refused to withdraw their blatantly-false claims against
 10 him, he was forced to file his Rule 11 Motion.

11 At the hearing on Mr. Desbordes’ Rule 11 Motion, Ariel Mitchell defiantly
 12 refused to drop the claims against Mr. Desbordes, even though the Court explained
 13 that those allegations were not objectively reasonable as it was “virtually certain”
 14 that Mr. Desbordes was in Georgia at the time of the alleged assault. After Ariel
 15 Mitchell’s refusal to dismiss Mr. Desbordes, the Court issued an Order requiring
 16 Mitchell to either drop Mr. Desbordes from the case, or “SHOW CAUSE why
 17 sanctions should not be issued for the statements made at the July 10, 2025 hearing.”
 18 Dkt. 54.

19 Ariel Mitchell and Shawn Perez were required to comply with the Order to
 20 Show Cause by no later than September 9. *Id.* **They failed to do so.** Instead, a week
 21 later they attempted to avoid personal liability for their deliberate misconduct by
 22 claiming that Ashley Parham and the unnamed “Does” were unhelpful in their
 23 attempts to discuss the case and asking to withdraw. Dkt. 63. Ariel Mitchell and
 24 Shawn Perez filed their motion to withdraw improperly, under seal, and did not serve
 25 counsel for any of the defendants with their request (in spite of the Court ordering
 26 them to properly file a public-version of their motion). Dkts. 63-65. The Court
 27 granted this motion to withdraw on September 30. Dkt. 67.

1 Now, having withdrawn from this action, and lacking standing to submit
 2 anything to this Court, Ariel Mitchell and Shawn Perez have filed an improper
 3 “motion” to seek leave to ask the Court to reconsider the Court’s Order on Ms.
 4 Desbordes’ Rule 11 Motion for Sanctions. The basis for this supposed request for
 5 reconsideration is farcical. Ariel Mitchell and Shawn Perez ignore the overwhelming
 6 evidence of their false allegations and the objectively unreasonable claims they
 7 deliberately made to garner media attention and claim that a recent comedy video
 8 “contradicts” Mr. Desbordes’ prior sworn statements that he was living in Georgia in
 9 March of 2018, during the events in question. They go on to argue that Mr.
 10 Desbordes’ counsel was involved in an illicit coverup of Mr. Desbordes “real” phone
 11 records.

12 This is, not surprisingly, another sanctionable act by these two attorneys.
 13 There is zero evidence submitted to the Court that would impact, in any way, Mr.
 14 Desbordes’ prior submissions. The comedy sketch – which is inadmissible hearsay
 15 – does not contradict Mr. Desbordes’ prior sworn testimony that he was living in
 16 Georgia during the events in question. The videos referenced involve Ms. Desbordes,
 17 and an extremely well known comedic social media personality, Kai Cenat, talking
 18 about moving phone plans. They jokingly call Druski’s “nana” and Kai Cenat argues
 19 with Druski and his “nana” that they should move to T-Mobile.

20 The “motion” filed by Mitchell and Perez – apparently representing
 21 themselves **because they no longer represent any party in this case** – asserts that
 22 this comedy sketch is “new evidence” showing that Mr. Desbordes’ prior submission
 23 of his 2018 phone records, which were on his mother’s Verizon bill, were somehow
 24 false. As a threshold matter, the sketch has absolutely no evidentiary impact on the
 25 prior sworn statements and evidence submitted to this Court. Mr. Desbordes’ prior
 26 declaration and the evidence submitted remains accurate, his statements in the
 27 comedy sketch were not under oath, and they have no bearing on any prior finding
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1 in this action. There was no doctoring of evidence. There was no conspiracy. Just
2 as there was no assault by Mr. Desbordes.

3 Ms. Mitchell and Mr. Perez fail to give any coherent explanation for why the
4 this “new evidence” has any impact on the Court’s prior ruling. That is because they
5 cannot. The premise of the motion is that Mr. Desbordes’ declaration says “mother”
6 while in a comedy bit he made a joke about his grandmother. Again, Mr. Desbordes’
7 declaration was accurate. But even if Mr. Desbordes’ had been originally on his
8 grandmother’s phone plan rather than his mother’s, that would not impact the false
9 allegations in the FAC. The same legion of evidence, in addition to the phone records
10 would still exist. And the fact that the records were for **Mr. Desbordes’ phone**
11 would not change regardless of the family member on the account.

12 On the other hand, Ariel Mitchell and Shawn Perez **still** have not responded to
13 the Court’s Order To Show Cause, and have not explained what basis they have to
14 continue to falsely argue that Mr. Desbordes (or Mr. Beckham or Ms. Wright) is a
15 proper defendant in this lawsuit. He is not. None of the allegations against him were
16 reasonable or based on a good faith belief in their veracity. And this new effort can
17 only be seen as a last ditch attempt to try to avoid sanctions after the Court made
18 clear Mitchell and Perez were not off the hook. *See* Dkt. 71. Indeed, had Ms.
19 Mitchell or Mr. Perez sought clarification, Defendant could have readily provided it.
20 Instead they went straight to filing a spurious motion to distract from their own
21 misconduct without any regard for facts or the impact on Mr. Desbordes’ reputation.

22 Mr. Desbordes, and the other responding defendants, have incurred tens of
23 thousands of dollars in addressing this objectively frivolous lawsuit. They have also
24 had to address these horrific, and clearly false, allegations in connection with their
25 professional activities, resulting in loss of work opportunities, and have incurred and
26 continue to incur damages from Ariel Mitchell and Shawn Perez’ outrageous and
27 fraudulent legal advocacy.

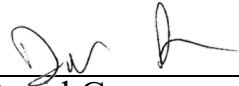
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1 Mr. Desbordes requests that the Court deny Ariel Mitchel and Shawn Perez's
2 request for leave to seek reconsideration and take any and all action within its power
3 to address Ariel Mitchell and Shawn Perez's continuing and indefensible misconduct.

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5 Dated: October 14, 2025

Respectfully submitted,

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